

WARRICK COUNTY COUNCIL MEETING
COMMISSIONERS MEETING ROOM
107 W. Locust Street
Boonville, Indiana
March 6, 2014
6:00 P.M.

The Warrick County Council met in regular session in the Warrick County Courthouse, 107 W. Locust Street, Boonville, Indiana.

Council President, Gary Meyer called the meeting to order.

Pledge of Allegiance

Roll Call

Gary Meyer: Roll Call.

Krystal Powless: Gary Meyer?

Gary Meyer: Here

Krystal Powless: Charlie Christmas?

Charlie Christmas: Yes

Krystal Powless: David Hachmeister?

David Hachmeister: Here

Krystal Powless: Allan Holweger?

Allan Holweger: Here

Krystal Powless: Brad Overton?

Brad Overton: Here

Krystal Powless: Greg Richmond?

Greg Richmond: Here

Krystal Powless: Paul Rudolph?

Paul Rudolph: Here

**Approval of Minutes
February 6, 2014 Regular Meeting**

Gary Meyer: Okay, Approval of Minutes, February 6th, 2014.

Greg Richmond: I love the motion to make no motion.

Gary Meyer: Yeah...I read that twice, and still said that. (Laughter)

Paul Rudolph: Who said that?

Gary Meyer: It was you.

Greg Richmond: I make a motion to approve.

Al Holweger: Second.

Gary Meyer: Motion made by Greg and seconded by Al to approve. All those in favor? Opposed? Motion carried seven (7), zero (0). Didn't we have, not to change the subject; didn't we have the minutes of our Monday night meeting online today?

Krystal Powless: Yes. I thought they'd do them the April meeting.

Gary Meyer: Okay, alright.

NEW BUSINESS

**EMS Business
Update**

Gary Meyer: Okay, New Business, EMS Report.

Pat Rauscher: Good evening.

Gary Meyer: Hi, good evening. Pat Rauscher for Warrick EMS, I've got January 2014 Operational and Financial Reports. From the Operational side we have three hundred eighty eight (388) total ambulance runs, two hundred thirty two (232) to local hospitals, we had forty three (43) refusals, thirty eight (38) hospital transfers, thirty three (33) in the other category and forty two (42) private runs. We had no surveys returned in January for Customer Satisfaction and we had a ninety eight percent (98%) success rate of our goal response time for January.
Gary Meyer: Any questions? Okay.

Pat Rauscher: Financial wise this is the month for January as well as the year-to-date for 2014. We had collects of three thousand nine hundred eight dollars (3,908.00) over budget and our expenses were four thousand nine hundred ten dollars (\$4,910.00) under budget for the year and month to date.

Gary Meyer: Okay, any questions or comments?

Al Holweger: I'd like to get with you next week when we talk. I'll call you to set up a meeting.

Pat Rauscher: Okay.

Gary Meyer: Okay.

Pat Rauscher: Alright, thank you.

Commissioner/Highway Business

Additional Appropriations

Edit Construction	4903-000-4380.10	Lincoln Avenue	300,000.00
	4903-000-4380.15	Oak Grove Rd	500,000.00
	4903-000-4397.14	2014 Paving Projects	1,600,000.00
Total Edit Construction			\$2,400,000.00

Gary Meyer: Commissioner/Highway Business, Additional Appropriations, EDIT Construction. Lincoln Avenue three hundred thousand dollars (\$300,000.00), Oak Grove Road five hundred thousand dollars (\$500,000.00), 2014 Paving Projects one point six million dollars (\$1,600,000.00) for a total of two point four million dollars (\$2,400,000.00).

Bobby Howard: I'm Bobby Howard, Warrick County Engineer, Roger Emmons had to send his regrets today; he is ill. Basically what I'm requesting for Oak Grove and Lincoln those are supplemental to what we already have budgeted because we plan on starting our right-of-way acquisitions and we need this money to proceed with right-of-way acquisitions for those phases of the project. Then for our local paving, the one point six million (\$1,600,000.00) is basically for paving and chip and sealed roadways, it's looking at what was available in the fund and being able to have money in reserve for our federal aid projects for the next three (3) years. One point six million (\$1,600,000.00) is the most that I can use to be able to do local maintenance with it. As you know with this winter our roadways are deteriorating or have deteriorating rapidly and we need all of the funding we can get.

David Hachmeister: Motion to approve.

Gary Meyer: Motion made by David to approve the Additional Appropriation. Is there a second?

Al Holweger: Second.

Gary Meyer: Seconded by Al. Any further discussion?

Paul Rudolph: Just a question of two; the right-of-ways do we know if those are going to be easily obtained or if the residents are not looking to have their property acquired?

Bobby Howard: At this time we haven't had any negative feedback, we're just starting the process though so it's hard to answer that fully. We've tried to schedule about a year of right-of-way acquisition in place before letting so that we can get it if there is a problem that we may have to condemn but so far I have not had any negative comments. We've had public hearings on the projects and we're going to have another public informational meeting on Lincoln Avenue I believe it's next month. So, right now I haven't had any but that's not to say there won't be any.

Paul Rudolph: So concerns have not been voiced yet, is what we're saying?

Bobby Howard: Yes, that's correct.

Paul Rudolph: And then if I can just ask one more clarification question. For Lincoln Avenue what area is this?

Bobby Howard: This is from where we stopped at Bell Road east to Lenn Road. Basically to State Road 66 cause the State Road 66 project improved Lincoln from 66 to Lenn, so this will be the final phase of Lincoln Avenue.

Paul Rudolph: And same question for Oak Grove.

Bobby Howard: Oak Grove, it's for phase II.

Paul Rudolph: Phase II.

Bobby Howard: Yeah from where we're stopping here at Libbert to just east of Bell.

Al Holweger: I've got one question for you, Bob, does maybe the...I noticed you had...we got your report and how much you went over on your budget for snow removal this year.

Bobby Howard: I don't necessarily believe it's that I went over on the budget; it's just what it has cost so far to date. We're not in trouble.

Al Holweger: How are we looking as far as a...from a normal...cause you had a lot of fuel...

Bobby Howard: We spend quite a bit more than what a normal winter would be.

Al Holweger: Yeah, I mean, you had sixty thousand dollars (\$60,000.00) just in fuel costs, I saw that.

Bobby Howard: Right. We're waiting to see what...we might have to transfer some money from stone or bituminous to go into fuel to get us through the year, we're still evaluating everything with it but right now I probably plan on being back next

month to tell you the truth to look at additional appropriations...

Al Holweger: I was just going to ask if you could keep us updated on that we'd appreciate each month because I know you're way over...after I saw the numbers that you had run so...

Bobby Howard: Yeah, it was not expected.

Al Holweger: I appreciate that.

Paul Holweger: And Bobby just one last question for you on the...so, we're expanding Oak Grove to be from two (2) lane to three (3) lane?

Bobby Howard: At this time it'll be a three (3) lane section, yes, with enough right of way to where if we need to go to five (5) lanes we can without needing to acquire more right-of-way but that's in phase I that we're doing currently. Phase II will be a three (3) lane section.

Paul Rudolph: Gotcha.

Bobby Howard: So we'll have turn lanes there.

Paul Rudolph: And is there any hope of sidewalks?

Bobby Howard: There will be sidewalks on Phase II north and south of Bell Road and from Bell Road; right now it's scheduled for Bell Road to the school, to J.H. Castle.

Paul Rudolph: Sure, I think that'd be excellent, thank you.

Gary Meyer: We have a motion made by David and seconded by Al to approve. Any further discussion? All those in favor? Opposed? Motion carried seven (7), zero (0).

Bobby Howard: Thank you.

Gary Meyer: Thank you.

Soil and Water Conservation Business Discussion

Gary Meyer: Item four has been withdrawn.

Drug Court Business

Additional Appropriation

DD/DC Program Income	4921-000-4312.00	Operating Expenses	\$30,000.00
Total DD/DC Program Income			\$30,000.00

Gary Meyer: So we'll go to item five, Drug Court Business, Additional Appropriation, Drug Program Income, Operating Expenses, thirty thousand dollars (\$30,000.00).

Kevin Groves: Hi, good evening, I'm Kevin Groves, the Drug Court Coordinator and just some background on this appropriation; I know it's real early in the year. Since 2005 the Drug Court has been partially operated under a federal grant call the Edward Burn Grant and it was administered by the Indiana Criminal Justice Institute. And the first two (2) years that I was here the amount of that grant has been going down. It was roughly thirty thousand dollars (\$30,000.00) in 2012 and last year it was just right at twenty thousand dollars (\$20,000.00). This year as we were preparing the budget I was having conversations with the Criminal Justice Institute, the administrator there and for whatever reason they didn't get the okay from the federal folks to offer the grant until late November. We usually apply for it and receive notification in August, we didn't this year, they gave us indication that it would be the same so after our budget was finalized here we applied for that Burn Grant and from my understanding all the drug courts in the state didn't get that Burn Grant this year, it went in other areas around the state. So, we didn't get the Burn Grant that covered our drug screen costs. Our drug screen costs, just for 2013, just to give you guys some kind of idea, total cost for drug screens which would include breath tubes, laboratory testing and our testing devises at the facility is roughly thirty eight thousand and some change (\$38,000.00) is what it cost last year to do. And so when we started our budget this year, we started with two hundred thirty one thousand and some change (\$231,000.00) our budget this year ended up at one ninety one (\$191,000.00) and so what we want to do, we have some extra there, move thirty (\$30,000.00) of that down into Operating Expenses to cover our drug screen costs. As we anticipate getting grant monies from a couple of different sources this year but just to use that cushion to cover our drug screening expenses for the remainder of the year.

Greg Richmond: Motion to approve.

Al Holweger: Second.

Gary Meyer: Motion made by Greg and seconded by, I guess Al to approve. Any discussion further? You realize that we can't keep doing this though every year. We're going to use that cushion up.

Kevin Groves: I do, Sir, and you know, something that is encouraging, the first two (2) months of 2014 have been the best two (2) financially, revenue wise, for the Drug Court. In January we brought in twenty four thousand two hundred eighty one dollars (\$24,281.00) in revenue just in January. And February was even better, a short month, even better, we brought in twenty seven thousand eighty four (\$27,084.00). So we're doing well with the collection of our fees and again the money that we're asking for is from Program Fees, it's not out of the tax base at all.

David Hachmeister: But when...and this program...the whole time we've been telling you, 'hey, when it runs out of money, it runs out of money' you know, and as long as you're aware of where you're at on the finances.

Kevin Groves: Yes, Sir.

Gary Meyer: Okay, we have a motion made by Greg and seconded by Al to approve Operating Expenses of thirty

thousand dollars (\$30,000.00). All those in favor? Opposed? Motion carried seven (7), zero (0).

Kevin Groves: Thank you.

Gary Meyer: Thank you.

Storm Water Business

Transfer

Storm Water Management

Transfer From:	1197-000-4450.00	Projects	\$3,417.00
Transfer To:	1197-000-4175.00	Workman’s Comp	\$3,417.00
Transfer From:	1197-000-4450.00	Projects	\$2,862.00
Transfer To:	1197-000-4365.00	Insurance Liability	\$2,862.00

Gary Meyer: Okay, Storm Water Business, these are transfers, transfer from Projects three thousand four hundred seventeen dollars (\$3,417.00), and transfer to Workman’s Comp three thousand four hundred seventeen dollars (\$3,417.00). Transfer from Projects two thousand eight hundred sixty two dollars (\$2,862.00) transfer to Insurance Liability two thousand eight hundred sixty two dollars (\$2,862.00).

Brent Wendholt: Brent Wendholt, Storm Water Director, mainly it’s just to cover our insurance; we had the insurance reevaluate the whole situation. That’s the part that we would owe for our Workman’s Comp and then that’s the part we would owe for Insurance Liability. The line item for Insurance Liability is a new one so that we had no money in there so that’s...we’ll just transfer our projects.

Gary Meyer: Is this for the whole year then?

Brent Wendholt: Yeah.

Gary Meyer: Both of these would be for the year?

Brent Wendholt: Yep.

Paul Rudolph: Motion to approve.

David Hachmeister: Second.

Gary Meyer: Motion made by Paul and seconded by David to approve. Any discussion? All those in favor? Opposed? Motion carried seven (7), zero (0).

Brent Wendholt: Thank you.

Gary Meyer: Thank you.

Council Business-April Meeting Date change

Gary Meyer: Okay, we got to talk about our meeting date in April. It’s my understanding that there’s a candidates night the night of our meeting so we talked about this last Monday that you need to think about changing our meeting possibly. I don’t know what you thought about. Don’t everybody offer a suggestion at once.

Paul Rudolph: Should we just do it the next week? The 10th?

Gary Meyer: I’ll be gone but yeah, we can do it then.

Paul Rudolph: Is that an incentive?

Gary Meyer: Probably to most.

Paul Rudolph: I prefer to do it when we all can; when do you leave?

Gary Meyer: That Wednesday.

Paul Rudolph: That Wednesday?

Charlie Christmas: What time is the dinner out there? Does anybody know?

Paul Rudolph: It usually starts around 5:00 is the dinner and then the...

Gary Meyer: It’s an all night deal.

Charlie Christmas: Yeah, but it’s what 7:00?

David Hachmeister: 6:00 I think to 7:00. It starts at 7:00.

Charlie Christmas: I was going to say maybe we could start our meeting early that day or something.

Gary Meyer: Yeah, if Paul could...

Paul Rudolph: That’d be tough for me just because it’s the 3rd day of the month and that’s a busy day for me.

Greg Richmond: So did anybody look at the 1st or 2nd?

Gary Meyer: Either one would be fine with me.

Charlie Christmas: That's fine with me, I can make it.

Greg Richmond: I'm okay with the 1st or 2nd too.

Gary Meyer: Is that okay with you, Paul?

Al Holweger: I'd like to do the 2nd at least because the 1st I'm...I won't be back in town until the 1st or the 2nd so...

Gary Meyer: The second will be Wednesday?

Al Holweger: Yeah. That would work better for me.

Charlie Christmas: Wednesday is fine with me; the 2nd would be fine with me.

Paul Rudolph: Can we make it at 7:00 then since we're changing the date?

Gary Meyer: Nobody has a problem then, Wednesday, April the 2nd at 7:00. Is that alright? Is that okay with everybody? Okay, that'll be our next meeting. It'll be Wednesday, April the 2nd at 7:00.

Other Business

Gary Meyer: Okay, anybody from the audience like to address the Council? Any Council Member have anything to bring up?

Krystal Powless: I'm not a Council Member but...

Gary Meyer: We'll recognize you.

Krystal Powless: Just make sure you take a look at...Greg Granger had sent his contract and I'm going to put that on the agenda for April, I mean, unless you really have looked at it and you want to address it you certainly can, I just want to throw that out there, I think that's all I have.

Gary Meyer: Okay, I don't have a problem with it, I can present it.

Charlie Christmas: I've read it, I don't...

Gary Meyer: Do you all want to wait until...That'll make him have to come back in April.

David Hachmeister: If it's approved.

Gary Meyer: Well, that's true, that's true. Anybody have any suggestion what you want to do? Do you want to put it on April or do something tonight with it?

Charlie Christmas: I handle it tonight as far as I'm concerned.

David Hachmeister: I'm fine with it; I've looked at it.

Gary Meyer: Is that a motion?

Al Holweger: I didn't hear what it was.

David Hachmeister: If everybody's had a chance to look at I'll make a motion to accept.

Gary Meyer: The attorney's contract.

Al Holweger: Oh, yeah, I'm fine with that, I looked at it.

Gary Meyer: You made a motion?

David Hachmeister: That's a motion to accept.

Gary Meyer: Motion's made by David and seconded by Charlie to approve the attorney's contract. Any further discussion? All those in favor? Opposed? Motion carried seven (7), zero (0).

Al Holweger: I almost had a heart attack because there's only one page and I thought what's...?

Gary Meyer: I know.

David Hachmeister: Who wrote this?

Gary Meyer: The attorney didn't write it, somebody wrote it for him.

David Hachmeister: Krystal wrote it.

Gary Meyer: Yeah, right.

Charlie Christmas: Somebody knew what they were doing writing the contract.

Al Holweger: Yeah, I understood it.

Gary Meyer: Okay, anybody else? Our next meeting is Wednesday, April the 2nd at 7:00.

David Hachmeister: Motion.

Krystal Powless: Wait. Do you want to go ahead...? If you don't we'll just do it the next time but it's pretty short and

simple.

Greg Granger: Yeah, if you remember annually there’s an Uniform Conflict of Interest Disclosure that the Redevelopment Commission has you approve or disapprove but they want you to approve the disclosure statement for two (2) people, Howard Nevins for Cullen Avenue Partners and someone named Allan Holweger for Holweger Construction.

Paul Rudolph: I think we should deny the Holweger one.

Charlie Christmas: Nevins I know is a good guy but that second guy there, Holweger, I don’t know about him. (laughter)

Gary Meyer: What do we need? Just the...

Greg Granger: You just need to approve it and sign it.

Gary Meyer: Is it the same as it was before? With Howard Nevins...Al’s is new but maybe... Is there a motion?

Greg Granger: You would probably would want to do them separately since he...; unless he wants to approve himself.

Paul Rudolph: It’d be a conflict of interest for you to approve the conflict of interest to prove...

Greg Richmond: Motion to approve Howard Nevins.

Brad Overton: Second.

Gary Meyer: Motions been made by Greg and seconded by Brad to approve Howard Nevins’ Conflict of Interest. Any discussion? All those in favor? Opposed? Motion carried seven (7), zero (0).

Charlie Christmas: I’ll make a motion we approve Al’s...

Greg Richmond: second.

Gary Meyer: Motion made by Charlie and seconded by Greg to approve Al’s Conflict of Interest statement. Any discussion on that? All those in favor? Opposed?

Al Holweger: I abstain.

Gary Meyer: Motion carried six (6), zero (0), one (1). (Al Holweger abstained).

Adjournment

Greg Richmond: Motion to adjourn.

Charlie Christmas: Second.

Gary Meyer: Meetings adjourned.

WARRICK COUNTY COUNCIL

Gary Meyer, D.D.S., President

Greg Richmond, Vice President

David Hachmeister

Brad Overton

Allan Holweger

Charles R. Christmas

Paul Rudolph

ATTEST:

L.B. Dugan, Auditor
Warrick County, IN